

## Message Text

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70

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INFO OCT-01 ISO-00 CIAE-00 DODE-00 NSAE-00 NSCE-00 SSO-00

USIE-00 INRE-00 PM-07 H-03 INR-11 L-03 NSC-07 PA-04

RSC-01 PRS-01 SP-03 SS-20 ACDA-19 SAJ-01 NIC-01 IO-14

EB-11 TRSE-00 OMB-01 /133 R

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O 310249Z JUL 74

FM SECSTATE WASHDC

TO AMEMBASSY BONN IMMEDIATE

INFO USMISSION BERLIN IMMEDIATE

AMEMBASSY LONDON PRIORITY

AMEMBASSY PARIS PRIORITY

USMISSION NATO PRIORITY

AMEMBASSY MOSCOW PRIORITY

C O N F I D E N T I A L STATE 166148

E.O. 11652: GDS

TAGS: PFOR, WB, GW, GE, US, UK, UR, FR

SUBJECT:

CONTINGENCY DEMARCHE TO SOVIETS ON ACCESS  
INTERFERENCE

REF: A) BONN 11891 B) BONN 11975 C) BONN 12013

D) BERLIN 1266

1. DEPARTMENT BELIEVES BASIC BONN GROUP TEXT BEING  
DEVELOPED AS CONTINGENCY DEMARCHE (REFTEL A AS AMENDED  
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REFS B AND C) SHOULD BE MODIFIED TO DIRECT THE THRUST

OF COMPLAINTS TO SOVIETS RATHER THAN TO GDR, WHICH HAS NO COMPETENCE IN QUADRIpartite MATTERS. REFERENCE TO GDR NOTE OF JULY 21 IN PARA A SHOULD BE DELETED IN FAVOR OF REFERENCE TO ACCESS INTERFERENCE. WE ALSO BELIEVE IT PREFERABLE NOT TO BECOME INVOLVED IN A DISCUSSION OF QUOTE DIVISION OF COMPETENCIES UNQUOTE (PARA C DRAFT TEXT) OR OF BONN-BERLIN TIES THROUGH REFERENCE TO PART II, B OF QUADRIpartite AGREEMENT. ACCORDINGLY, WE WOULD FAVOR REVISED TEXT ALONG FOLLOWING LINES:

BEGIN TEXT: A. THE GOVERNMENTS OF (BLANK) HAVE TAKEN NOTE OF THE SOVIET MFA STATEMENT OF JULY 20, 1974, CONCERNING THE ESTABLISHMENT OF THE FEA IN THE WESTERN SECTORS OF BERLIN AND THE SERIES OF INCIDENTS LEADING

TO THE QUESTIONING AND DELAYS OF TRAVELLERS ON THE SURFACE ROUTES TO AND FROM BERLIN. THE THREE GOVERNMENTS HAVE ALSO NOW BEEN INFORMED THAT A TRAVELLER WAS TURNED BACK BY GDR BORDER GUARDS AT MARIENBORN ON JULY 29 AND DENIED THE USE OF THE TRANSIT ROUTES ON GROUNDS CONNECTED WITH THE ESTABLISHMENT OF THE FEA.

B. THE THREE GOVERNMENTS DEEM IT NECESSARY TO STATE THE FOLLOWING TO THE GOVERNMENT OF THE SOVIET UNION AS COSIGNATORY OF THE QA OF SEPTEMBER 3, 1971, AND ITS FINAL QUADRIpartite PROTOCOL OF JUNE 3, 1972.

C. THE THREE GOVERNMENTS CONSIDER IT ESSENTIAL THAT THE QA BE STRICTLY RESPECTED. IN THIS CONNECTION THEY WISH TO EMPHASIZE THAT THE GDR MAY NOT TAKE ACTION IN CONTRAVENTION OF THE PROVISIONS OF SECTION II A OF THE QA IN WHICH THE GOVERNMENT OF THE UNION OF SOVIET SOCIALIST REPUBLICS HAS DECLARED THAT THE TRANSIT OF CIVILIAN PERSONS AND GOODS BETWEEN THE WESTERN SECTORS OF BERLIN AND THE FRG WILL BE UNIMPEDED.

D. THE THREE GOVERNMENTS WISH TO REMIND THE SOVIET GOVERNMENT OF THEIR PREVIOUS COMMUNICATIONS MADE ON OCTOBER 8, 1973, IN BERLIN, AND ON DECEMBER 29, 1973, AND JANUARY 29, 1974, IN MOSCOW. THE THREE GOVERNMENTS  
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WISH TO REEMPHASIZE THE POINTS MADE IN THESE COMMUNICATIONS, AND TO NOTE IN PARTICULAR THAT THE EXCLUSION FROM THE TRANSIT ROUTES OF EMPLOYEES OF THE FEA CONSTITUTES A VIOLATION OF THE QA.

E. SIMILARLY, THE QUESTIONING AND DELAYING OF TRAVELERS WHICH HAS OCCURRED IS IN CONTRAVENTION OF THE QA.

F. THE THREE GOVERNMENTS CALL ON THE SOVIET GOVERNMENT  
TO FULFILL ITS CLEAR RESPONSIBILITY TO ENSURE THAT IN  
ACCORDANCE WITH THE QA TRANSIT TRAFFIC OF CIVILIAN  
PERSONS AND GOODS BETWEEN THE WESTERN SECTOR OF BERLIN  
AND THE FRG REMAINS UNIMPEDED. END TEXT.

2. EMBASSY SHOULD SEEK APPROVAL OF TEXT IN BONN GROUP  
ON AD REFERENDUM BASIS. KISSINGER

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## Message Attributes

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**Capture Date:** 01 JAN 1994  
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